

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kazuhiro NAKASHIMA et al.

Application No.: 10/019,949

Confirmation No.: 6273

Filed: January 7, 2002

Art Unit: 1641

For: IMMUNOASSAY AND IMMUNOASSAY
APPARATUS

Examiner: G. Gabel

REPLY TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

MS IF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Corrected Application Papers dated February 1, 2008,
Applicant respectfully submits:

- Attached is a copy of the Notice to File Corrected Application Papers.
- Attached are 2 sheet(s) of drawings. Please substitute these replacement drawings for the corresponding 2 sheets of drawings on file in the above-identified application.
- Attached is a preliminary amendment.
- Attached is a Claim for Priority document.
- Attached are substitute claims commencing on a separate sheet in accordance with 37 C.F.R. § 1.75(h).

- Attached is a substitute abstract commencing on a separate sheet in accordance with 37 C.F.R. § 1.72(b).
- Attached is a substitute specification which complies with 37 C.F.R. § 1.52. Also attached is a marked-up version, showing the changes made. The substitute specification does not contain new matter.
- Attached is a Petition for Extension of Time.
- Attached hereto is the fee transmittal listing the required fees.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: **FEB 11 2008**

Respectfully submitted,

By 
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Attachment(s)





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|--|--------------|----------------------|---------------------|------------------|
| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
| 10/019,949 | 01/07/2002 | Kazuhiro Nakashima | 0397-0438P | 6273 |
| 2292 | 7590 | 02/01/2008 | | |
| BIRCH STEWART KOLASCH & BIRCH PO BOX 747 FALLS CHURCH, VA 22040-0747 | | | | |
| | | | EXAMINER | |
| | | | GABEL, GAILENE | |
| ART UNIT | PAPER NUMBER | | | |
| | 1641 | | | |
| | | | NOTIFICATION DATE | DELIVERY MODE |
| | | | 02/01/2008 | ELECTRONIC |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

mailroom@bskb.com

DOCKETED 244!
Drawings
4-1-08



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
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Serial No. : 10/019949
Applicant: Nakashima
Filing Date : 01/07/02
Date Mailed : 01/31/08

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

See attachment.

*A copy of this notice **MUST** be returned with the reply. Please address response to
"Mail Stop Issue Fee, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450".*

L. Fletcher _____
Your name
Office of Patent Publication
Phone: 703-308-9250, ext. 143

IDENTIFICATION OF DRAWING DEFICIENCIES

- There is a hole or the image thereof within the illustration. FIG(s)_____
- The character of the lines, numbers and letters is poor. FIG(s)_____
- The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s)_____
- An ink stamp or an image obscures part of the illustration. FIG(s)_____
- The drawing is marred by black smudges, obliterations, or fax/copier marks. FIG(s)_____
- Figure numbers are duplicated or missing. FIG(s)_____
- Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s)_____
- The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s)_____
- The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s)_____
- Data, a reference number, or part of the drawing is truncated or missing. FIG(s)_____
- The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s)_____
- The drawing and/or the FIG. label contain(s) foreign language. FIG(s)_____
- Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met*:
 - Petition filed
 - Petition fee
 - 3 sets of color drawings
 - Color drawing paragraph

*If color drawings are not elected, then applicant **must respond** so stating. Also, references to color drawings in the specification, if any, must be amended.381.

COMMENTS: Fig. 7 & 9 appear to cut off. Please provide replacement drawings.